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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

IN RE BROCADE COMMUNICATIONS )  
SYSTEMS, INC. DERIVATIVE LITIGATION )

Case No. C 05-02233 CRB

This Document Relates to:

**STIPULATION EXTENDING TIME LIMIT  
TO ANSWER SECOND AMENDED  
COMPLAINT**

ALL ACTIONS

STIPULATION EXTENDING TIME LIMIT TO ANSWER SECOND AMENDED COMPLAINT

No. C 05-02233-CRB

USIDOCs 7004285v4

WHEREAS, on December 12, 2008, the Court granted in part and denied in part Defendants' motions to dismiss the Second Amended Complaint;

WHEREAS, the Federal Rules of Civil Procedure provide that remaining Defendants Gregory L. Reyes, Antonio Canova, Seth D. Neiman, Neal Dempsey, and Robert D. Bossi must file answers to the Second Amended Complaint no later than December 29, 2008;

WHEREAS, those Defendants have requested from Plaintiff Brocade Communications Systems, Inc. additional time in which to file an answer to the Second Amended Complaint, and Plaintiff Brocade Communications Systems, Inc. has agreed to such an extension of time;

IT IS HEREBY STIPULATED AND AGREED, by and among the undersigned, that the deadline to file an answer to the Second Amended Complaint should be continued until January 23, 2009.

DATE: December 23, 2008

WILMER CUTLER PICKERING HALE AND DORR LLP

By: Jonathan A. Shapiro by Michael Mugner  
JONATHAN A. SHAPIRO with permission  
Attorneys for Defendant Seth D. Neiman

DATE: December 23, 2008

HOGAN & HARTSON LLP

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DATE: December 23, 2008

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Attorneys for Defendant Neal Dempsey

1 DATE: December 23, 2008

2 SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

3 By: Garrett J. Waltzer by Michael Mugman  
4 GARRETT J. WALTZER with permission  
5 Attorneys for Defendant Gregory L. Reyes

6 DATE: December 23, 2008

7 ORRICK HERRINGTON & SUTCLIFFE LLP

8  
9 By: Michael David Torpey by Michael Mugman  
10 MICHAEL DAVID TORPEY with permission  
11 Attorneys for Defendant Robert D. Bossi

12 DATE: December 23, 2008

13 DEWEY & LEBOEUF LLP

14 By: Peter E. Root  
15 PETER E. ROOT  
16 Attorneys for Plaintiff Brocade Communications  
17 Systems, Inc.

